



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/737,546
Applicant : LITOVITZ, THEODORE A.
Filed : DECEMBER 18, 2000
Title : USE OF ELECTROMAGNETIC FIELDS IN CANCER AND OTHER THERAPIES

Art Unit : 3742
Examiner : ROBINSON, D.L.

Atty Docket No. : CAUN-0010-1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Sir:

In response to the restriction/election requirement, mailed April 27, 2004, the period for response to which is set to expire on May 27, 2004. Applicant hereby elects species B, without prejudice or disclaimer.

REMARKS

The Examiner has required an election of one the following species:

**Species A with a secondary source that is spatially uniform, or
Species B with a spatially varying secondary source.**

Applicant elects the claims associated with Species B, *i.e.*, claims 47-60, for prosecution in the instant application. Applicant reserves the right to file a divisional application for the subject matter covered by the remaining group. The inventor for the invention of the elected claims is the same as the inventor of record in the application.

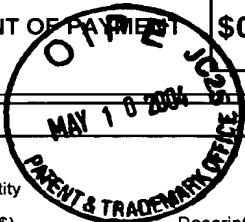
Applicant hereby indicates that claims 15-22 and 40-45 are generic to all of the above-identified species. If the Examiner disagrees with this assessment, the Examiner is invited to contact Steven J. Prewitt at (703) 591-2664.

The following provides a summary of the status of the claims: claims 1-14 and 46 have been withdrawn, claims 24-26 have been canceled, claims 15-22 and 40-45 are generic,

Patent Fee Transmittal for FY 2004

Applicant Claims Small Entity Status 37 C.F.R. 1.27

TOTAL AMOUNT OF PAYMENT **\$0.00**



Application Number	09/737,546
Filing Date	December 18, 2000
Named Inventor	LITOVITZ, Theodore
Examiner Name	Robinson, D.L.
Art Unit	3742
Attorney Docket No.	CAUN-0010-1

FEE CALCULATION

1. Basic Filing Fee

Large Entity Code	Small Entity Code	Description	Paid
1001	770	2001 385 Utility filing fee	\$ -
1002	340	2002 170 Design filing fee	\$ -
1003	530	2003 265 Plant filing fee	\$ -
1004	770	2004 385 Reissue filing fee	\$ -
1005	160	2005 80 Provisional filing fee	\$ -
1609	730	2609 365 IPEA U.S.	\$ -
1610	770	2610 385 ISA U.S.	\$ -
1611	1,080	2611 540 USPTO not ISA or IPEA	\$ -
1612	100	2612 50 Claims Meet PCT Art. 33-IPEA/US	\$ -
1613	920	2613 460 Filing with EPO or JPO SR	\$ -
Basic Fee Subtotal			\$ -

2. Extra Claim Fee

a. Claims as Filed

Total Claims	-20	=	0	x	Large Entity Code	Small Entity Code	Paid	
Independent	0	-3	=	0	x	1201 86	2201 43	\$ -
Multiple Dependent						1203 290	2203 145	\$ -

b. Claims as Amended

Total Claims	After Amnt	Highest Paid	Present Extra	Large Entity Code	Small Entity Code	Paid		
Independent	0	0	*	0	x	1202 18	2202 9	\$ -
	0	0	**	0	x	1201 86	2201 43	\$ -

First Presentation of Multiple Dependent

* Less than 20, enter 20 ** Less than 3, enter 3

Extra Claim Fee Subtotal

\$ -

3. Additional Fees

Large Entity Code	Small Entity Code	Description	Paid
1251	110	2251 55 Extension for reply first month	\$ -
1252	420	2252 210 Extension for reply second month	\$ -
1253	950	2253 475 Extension for reply third month	\$ -
1254	1,480	2254 740 Extension for reply fourth month	\$ -
1255	2,010	2255 1,005 Extension for reply fifth month	\$ -
1401	330	2401 165 Notice of Appeal	\$ -
1402	330	2402 165 Filing Brief in Support of Appeal	\$ -
1403	290	2403 145 Request for Oral hearing	\$ -
1460	130	1460 130 Petitions to Commissioner	\$ -
1451	1,510	1451 1,510 Petition - public use proceeding	\$ -
1452	110	2452 55 Petition to Revive - Unavoidable	\$ -
1453	1,330	2453 665 Petition to Revive - Unintentional	\$ -
1501	1,330	2501 665 Utility Issue Fee	\$ -
1502	480	2502 240 Design Issue Fee	\$ -
1503	640	2503 320 Plant Issue Fee	\$ -
1504	300	1504 300 Publication Fee	\$ -
1814	110	2814 55 Statutory Disclaimer	\$ -
1811	100	1811 100 Certificate of Correction	\$ -

3. Additional Fees (cont.)

Large Entity Code	Small Entity Code	Description (cont.)	Paid
8021	40	8021 40 Recording each Assignment	\$ -
1806	180	1806 180 Submission of IDS	\$ -
1801	770	2801 385 Request for Cont. Examination	\$ -
1809	770	2809 385 Filing Submission After Final	\$ -
1051	130	2051 65 Surcharge - late filing fee or oath	\$ -
1052	50	2052 25 Surcharge - late provisional fee	\$ -
1053	130	1053 130 Non-English Specification	\$ -
1807	50	1807 50 Processing Fee 37 CFR 1.17(q)	\$ -
1812	2,520	1812 2,520 Request for Ex Parte Reexamination	\$ -
1804	920	1804 920 Request Pub. of SIR prior	\$ -
1805	1,840	1805 1,840 Request Pub. of SIR after	\$ -
1810	770	2810 385 Each Add. Invention Examined	\$ -
1802	900	1802 900 Expedited Examination (Design)	\$ -
1551	910	2551 455 Maintenance Fees 3.5 years	\$ -
1552	2,090	2552 1,045 Maintenance Fees 7.5 years	\$ -
1553	3,220	2553 1,610 Maintenance Fees 11.5 years	\$ -
1554	130	2554 65 Surcharge - Late Payment 6 mos.	\$ -
Other fee			\$ -

Additional Fee Subtotal

\$ -

METHOD OF PAYMENT

Deposit Account No. **10-0233-CAUN-0010-1**

The Commissioner is hereby authorized to charge the amount shown above and any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

Name	Steven J. Prewitt	Reg. No.	45,023
Firm	Jagtiani + Guttag		
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Telephone	703.591.2664	Fax	703.591.5907


Signature

May 10, 2004

Date



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LETTER

Sir:

The below-identified communication(s) is (are) submitted in the above-captioned application or proceeding:

- Response to Restriction/Election Requirement
- Patent Fee Transmittal Form and Authorization to Charge Deposit Account
- The Commissioner is hereby authorized to charge payment of any fees associated with this communication, including fees under 37 C.F.R. §§ 1.16 and 1.17 or credit any overpayment to **Deposit Account Number 10-0233-CAUN-0010-1.**

Respectfully submitted,



Steven J. Prewitt
Registration Number 45,023

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May 10, 2004